

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OHIO

CHARDON J. BLACK,

Petitioner,

v.

WARDEN BRIGHAM SLOAN,

Respondent.

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CASE NO. 1:17-CV-1751

OPINION & ORDER
[Resolving Docs. [1](#), [9](#)]

JAMES S. GWIN, UNITED STATES DISTRICT JUDGE:

On August 21, 2017, Petitioner Chardon Black filed a habeas corpus petition under [28 U.S.C. § 2254](#).¹ On May 24, 2018, Magistrate Judge Kathleen B. Burke recommended that the Court dismiss in part and deny in part Petitioner Black's petition.² Magistrate Judge Burke found that (1) Petitioner had withdrawn six of his grounds for relief; (2) the seventh ground failed on the merits; and (3) the eighth ground was not cognizable.³

Objections to Magistrate Judge Burke's Report and Recommendation (R&R) were due by June 7, 2018. Petitioner Black has not filed objections to the R&R.

The Federal Magistrates Act requires a district court to conduct a *de novo* review only of those portions of an R&R to which the parties have made an objection.⁴ Absent objection, a district court may adopt the R&R without review.⁵ Because no party has objected to the R&R, this Court may adopt the R&R without further review. Moreover, having conducted its own review of the petition and record, the Court agrees with the conclusions in the R&R.

¹ Doc. [1](#). Respondent opposed. Doc. [14](#). Petitioner replied. Doc. [15](#).

² Doc. [17](#).

³ *Id.*

⁴ [8 U.S.C. § 636\(b\)\(1\)](#).

⁵ [Thomas v. Arn](#), 474 U.S. 140, 149 (1985).

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Accordingly, the Court **ADOPTS** Magistrate Judge Burke's R&R and incorporates it fully herein by reference. The Court **DISMISSES IN PART AND DENIES IN PART** Petitioner's habeas petition.⁶ Furthermore, no basis exists upon which to issue a certificate of appealability.⁷

IT IS SO ORDERED.

Dated: June 25, 2018

s/ *James S. Gwin*
JAMES S. GWIN
UNITED STATES DISTRICT JUDGE

⁶ The Court also **DISMISSES AS MOOT** Petitioner's motion that the Court review certain exhibits prior to ruling on Petitioner's objection to bail denial.

⁷ [28 U.S.C. § 2253\(c\)](#); [Fed. R. App. P. 22\(b\)](#).